

MESSAGE NO: 1200203 MESSAGE DATE: 07/19/2001

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 9350202
MESSAGE #
(s):

CASE #(s): A-421-805

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 06/01/1995 TO 05/31/1996

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR ARAMID FIBER FROM THE NETHERLANDS
PRODUCED BY TWARON PRODUCTS V.O.F. AND TWARON PRODUCTS, INC.

MESSAGE NO: 1200203

DATE: 07 19 2001

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REFERENCE: 9350202

REFERENCE DATE: 12 16 1999

CASES: A - 421 - 805

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PERIOD COVERED: 06 01 1995 TO 05 31 1996

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: LIQUIDATION INSTRUCTIONS FOR ARAMID FIBER FROM THE
NETHERLANDS PRODUCED BY TWARON PRODUCTS V.O.F. AND
TWARON PRODUCTS, INC.

1. ON 11/23/1999, THE U.S. COURT OF INTERNATIONAL
TRADE ISSUED A PRELIMINARY INJUNCTION
ENJOINING LIQUIDATION OF CERTAIN ENTRIES WHICH
ARE SUBJECT TO THE ANTIDUMPING DUTY ORDER OR
FINDING ON ARAMID FIBER FORMED OF POLY
PARAPHENYLENE TEREPHTHALAMIDE FROM THE
NETHERLANDS (A-421-805), MANUFACTURED OR
EXPORTED BY TWARON PRODUCTS V.O.F. AND TWARON
PRODUCTS INC., FORMERLY ARAMID PRODUCTS V.O.F.

AND AKZO NOBEL ARAMID PRODUCTS INC., FOR THE PERIOD 06/01/1995 THROUGH 05/31/1996. NOTICE OF THIS INJUNCTION WAS CONTAINED IN MESSAGE NUMBER 9350202 DATED 12/16/1999. THIS MESSAGE MODIFIES MESSAGE NUMBER 9350202.

2. ON 02/12/2001, THE PRELIMINARY INJUNCTION ENJOINING LIQUIDATION OF CERTAIN ENTRIES WHICH ARE SUBJECT TO THE ANTIDUMPING DUTY ORDER OR FINDING ON ARAMID FIBER FORMED OF POLY PARAPHENYLENE TEREPHTALAMIDE FROM THE NETHERLANDS (A-421-805), MANUFACTURED OR EXPORTED BY TWARON PRODUCTS V.O.F. AND TWARON PRODUCTS INC., FORMERLY ARAMID PRODUCTS V.O.F. AND AKZO NOBEL ARAMID PRODUCTS INC., FOR THE PERIOD 06/01/1995 THROUGH 05/31/1996 WAS LIFTED.
3. ACCORDINGLY, FOR ALL SHIPMENTS OF ARAMID FIBER FORMED OF POLY PARAPHENYLENE TEREPHTALAMIDE FROM THE NETHERLANDS PRODUCED OR EXPORTED BY TWARON PRODUCTS V.O.F. AND TWARON PRODUCTS INC., FORMERLY ARAMID PRODUCTS V.O.F. AND AKZO NOBEL ARAMID PRODUCTS INC., AND WHICH WAS ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION DURING THE PERIOD 06/01/1995 THROUGH 05/31/1996, ASSESS AN ANTIDUMPING LIABILITY OF 24.7199 PERCENT OF THE ENTERED VALUE.
4. THESE INSTRUCTIONS CONSTITUTE THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE MERCHANDISE AND PERIOD LISTED ABOVE.
5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930, AS AMENDED (THE "ACT").

SECTION 778 OF THE ACT REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS AND ASSESS INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CUSTOMS SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF THE COMMERCE DEPARTMENT'S REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CUSTOMS SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CUSTOMS SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.
7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT RICK

HERRING AT 202-482-2786, AD/CVD ENFORCEMENT,
IMPORT ADMINISTRATION, INTERNATIONAL TRADE
ADMINISTRATION, DEPARTMENT OF COMMERCE.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party